

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

KURZWEIL EDUCATIONAL SYSTEMS,
INC.,

Plaintiff,

v.

FREEDOM SCIENTIFIC INC.,

Defendant.

Civil Action No.: 04-10965 NMG

JOINT MOTION FOR STAY AND EXTENSION OF DISCOVERY DEADLINES

The parties in the above styled case jointly request that the Court stay discovery until October 10, 2005, and extend all remaining discovery deadlines by approximately ninety (90) days. Specifically, the parties request that the Court change the remaining deadlines from the November 17, 2004 Scheduling Order:

| <u>Event</u> | <u>Current Deadline</u> | <u>Requested New Deadline</u> |
|---|-------------------------|-------------------------------|
| Fact Discovery Completed | August 31, 2005 | November 29, 2005 |
| Designation of Trial Experts by Plaintiff and Disclosure of Information Under FRCP 26(a)(2) | October 15, 2005 | January 16, 2006 |
| Designation of Trial Experts by Defendant and Disclosure of Information Under FRCP 26(a)(2) | November 15, 2005 | February 15, 2006 |
| Completion of All Expert Deposition | December 31, 2005 | March 31, 2006 |
| Filing of All Dispositive Motions, Including Motions for Summary Judgment | January 21, 2006 | April 21, 2006 |

| | | |
|--|--------------------|---|
| Filing of All Responses to All Dispositive Motions, Including Motions for Summary Judgment | February, 21, 2006 | May 22, 2006 |
| Final Pre-trial Conference | April 20, 2006 | July 21, 2006 or at the court's convenience |
| Counsel to be Prepared to Commence Trial | June 5, 2006 | September 5, 2006 |

The parties seek this stay because they are involved in active settlement discussions and seek to avoid unnecessary legal expenditures while such discussions are ongoing.

WHEREFORE, the parties request that the Court grant this Motion and order the above stay and discovery extension.

Dated: July 15, 2005

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FREEDOM SCIENTIFIC, INC.

SO ORDERED:

Date:

NATHANIEL M. GORTON
UNITED STATES DISTRICT JUDGE